

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

AT-12/45/17
JFW

In re Application of:

Alan Bernard JOHNSTON

Application Serial No.: 10/016,110

Examiner: Pollack, M.

Filing Date: December 17, 2001

Group Art Unit: 2145

Customer No.: 25537

Attorney Docket No.: RIC01036

Client Docket No.: 09710-1104

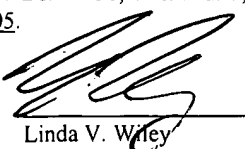
For: PROVIDING CONTENT DELIVERY DURING A CALL HOLD CONDITION
DIRECTOR OF PATENTS AND TRADEMARKS
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated July 27, 2005, twice and/or finally rejecting the following claims: 1-30.

- ☒ The Fee for this Notice of Appeal (37 CFR § 1.17(b)) is \$500.00.
- ☒ Petition is hereby made under 37 CFR § 1.136(a) to extend the time for response to the Office Action of July 27, 2005 to and through October 26, 2005, for an extension of:
- ☐ 1 month (\$120) ☐ 2 months (\$450)
☐ 3 months (\$1020) ☐ 4 months (\$1590) Total: \$_____.
- ☐ Applicant claims small entity status. See 37 CFR § 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$_____.
- ☐ Payment of \$ ___ by Credit Card. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account 13-2491, including any filing fees under 37 CFR § 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR § 1.17

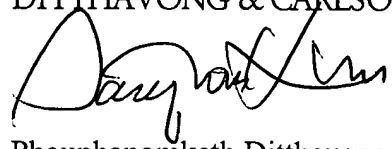
I hereby certify that this correspondence and all correspondence identified as accompanying this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 26, 2005.


Linda V. Wiley

, Date: October 26, 2005

Respectfully submitted,

DITTHAVONG & CARLSON, P.C.


FOR Phouphanomketh Ditthavong
Reg. No. 44658

Date: October 26, 2005

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